

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

SMARTMETRIC, INC.,

Case No. 11-CV-7126 MWF (AJWx)

Plaintiff,

V.

**MASTERCARD INTERNATIONAL
INCORPORATED AND VISA INC.,**

Defendants.

AND RELATED COUNTERCLAIMS

**ORDER GRANTING SMARTMETRIC
INC.'S MOTION FOR PARTIAL
SUMMARY JUDGMENT OF
INFRINGEMENT OF U.S. PATENT
6,792,464 CLAIMS 1, 5-7, 11, AND 13,
AND FOR DISMISSAL WITH
PREJUDICE OF THE ANTICIPATION
AFFIRMATIVE DEFENSE**

Date: May 13, 2013

Time: 10:00 a. m.

Place: Court of District Judge Fitzgerald

Having considered the captioned motion, the opposition, and reply, if any,
and having heard oral argument thereon, this Court hereby rules that:

1. Defendant VISA's and Defendant MasterCard's accused EMV systems
2. literally infringe claims 1, 5-7, 11 and 13 of Plaintiff's U.S. Patent
3. 6,792,464; and
4. 2. Defendants' affirmative defense of anticipation of claims 1, 5-7, and 13 of
5. U.S. Patent 6,792,464 is dismissed with prejudice.
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8 IT IS SO ORDERED.
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10 DATE:
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12 Michael W. Fitzgerald, District Judge
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